

EIT Agreement for Public Engagement Through the EMDF ROD

August 25, 2021

While DOE believes it has complied with the public participation requirements of the NCP, DOE does agree further public involvement will help fully address public concerns. Based on the August 19, 2021 EPA and TDEC emails, and the feedback from the EIT discussions, the public engagement plans are as follows:

1. The information for public review and comment will be taken from the draft ROD document, the FFS revision, and agreed upon revisions to both documents.
2. The information provided for public review and comment will be in the form of a Fact Sheet with sections on
 - a. Waste Acceptance Criteria (WAC),
 - b. Discharge Limits (mercury and rad), and
 - c. Site selection (Topics will include groundwater levels (TMs), plan for the Post-ROD demonstration involving groundwater levels and associated design basis, and ARAR waivers/exemptions, etc.)
3. The information provided for public review and comment (i.e., Fact Sheet) will be agreed upon by the EIT. Frequently Asked Questions/Answers would be advised. If the EIT is unable to agree upon public comment materials on or about September 15th, unresolved issues will be brought to the EIT to achieve closure.
4. General EMDF information, as well as Fact Sheet information, would be provided online and presented in a virtual public meeting. A 30-day public comment period will then be sufficient, and no separate information sessions (such as described in DOE's previous public involvement proposal) would be conducted prior to ROD finalization. DOE will have additional public information sessions after the ROD.
5. All FFA parties will participate in the virtual public meeting. EIT members are expected to attend.
6. Due to the limited materials being considered, the FFA parties do not intend to extend the public comment period beyond the 30 days.
7. Public comment received during this period will be captured in a responsiveness summary.
 - a. If there are no comments that alter remedy selection and schedule permits, the responsiveness summary will be captured in the final version of the EMDF ROD.
 - b. If public comment is deemed to require a change to the selected remedy, then DOE will consult with TDEC and EPA on a path forward.
8. The formal 30 day public comment period will begin with notice as usually conducted under the FFA. The virtual public meeting will be held as early as possible during the public comment period.